



# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))



Attorney Docket No.: 4366-144

Inventors: Alexander M. Scholte of 17/8-14 Bowen Street, Chatswood, NSW 2067 Australia

Express Mail Label No.: EL 975242230 US

Title: "METHOD AND APPARATUS OF ESTABLISHING A COMMUNICATION CHANNEL USING PROTECTED NETWORK RESOURCES"

MS Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Enclosed for filing with the above-identified utility patent application, please find the following:

1. ☒ Specification (Total Pages of Text, including Abstract and Claims: 21)
2. ☒ Drawing(s) (35 USC 113) (Total Sheets: 3) ☐ FORMAL ☒ INFORMAL
3. ☒ Declaration and Power of Attorney (Total Pages: 3) ☒ Signed ☐ Unsigned
4. ☒ Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i).
5. ☒ Assignment Papers (cover sheet & document(s))
6. ☒ Return Postcard (MPEP 503) (should be specifically itemized)

## FEE CALCULATION:

	(COL. 1) NO. FILED			(COL. 2*) NO. EXTRA	SMALL ENTITY			LARGE ENTITY	
					RATE	FEE		RATE	FEE
BASIC FEE:						\$385.00	OR		\$770.00
TOTAL CLAIMS:	29	-	20	9	X \$9 =		OR	X \$18 =	\$162.00
INDEP. CLAIMS:	5	-	3	2	X \$43 =		OR	X \$86 =	\$172.00
MULTIPLE DEPENDENT CLAIMS					+ \$140 =		OR	+\$280 =	\$0.00
*IF THE DIFFERENCE IN COL. 2 IS LESS THAN ZERO, ENTER "O" IN COL. 2.					TOTAL:				\$1,104.00

**OTHER INFORMATION:**

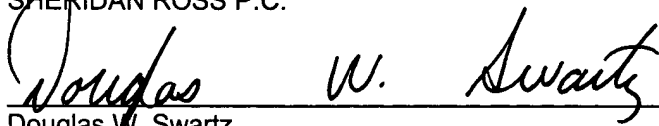
1.     ☒     The Commissioner is hereby authorized to debit any underpayments or credit any overpayment to **Avaya Inc.** Deposit Account No. 50-1602.
2.     ☒     The Commissioner is hereby authorized to charge all required fees for extensions of time under §1.17 to **Avaya Inc.** Deposit Account No. 50-1602.
3.     ☒     Correspondence Address:

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4.     ☒     Telephone calls should be made to undersigned at (303) 863-9700.

Respectfully Submitted,

SHERIDAN ROSS P.C.



Douglas W. Swartz  
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Attorney for Applicants

Date: March 23, 2004

**Avaya Technology Corp.**  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

SCHOLTE

Serial No.: Not Yet Assigned

Filed: Herewith

Atty. File No.: 4366-144

For: "METHOD AND APPARATUS OF  
ESTABLISHING A COMMUNICATION  
CHANNEL USING PROTECTED  
NETWORK RESOURCES"

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

) Group Art Unit:

) Examiner:

) REQUEST FOR NON-PUBLICATION AND  
) CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)

) "EXPRESS MAIL" MAILING LABEL NUMBER: EL 97542230 US  
) DATE OF DEPOSIT: 3/23/04

) I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING  
) DEPOSITED WITH THE UNITED STATES POSTAL SERVICE  
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) UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS  
) ADDRESSED TO THE ASSISTANT COMMISSIONER FOR  
) PATENTS, WASHINGTON, D.C. 20231.

TYPED OR PRINTED NAME: Christine Jacquet

SIGNATURE: Christine Jacquet

Dear Sir:

I hereby certify that the invention disclosed in the attached application **has not and will not** be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C.122(b).

*Applicant understands that this request must be signed in compliance with 37 C.F.R. 1.33(b) and submitted with the application upon filing. Applicant also understands that they may rescind this nonpublication request at any time. If Applicant rescinds a request that an application not be published under U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed. If Applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the Applicant understands that they must notify the U.S. Patent Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).*

Respectfully submitted,

SHERIDAN ROSS P.C.

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